

FEB 05 2004 # 23

OFFICIAL 2/10/04



239 NW 13th Avenue, Suite 309, Portland, Oregon 97209  
TEL 503.224.2713 FAX 503.296.2172 EMAIL mail@ganzlaw.com  
A Professional Corporation

**Date** February 5, 2004  
**To** Examiner Stephen M. D'Agosta  
**From** Bradley M. Ganz  
**Re** Serial No.09/464,866; Our file: PHA-23.884  
**Tel** (703) 306-5426  
**Fax** (703) 872-9314  
**Pages** 4 + cover sheet

Dear Examiner D'Agosta,

Please find attached the following documents in connection with the above-referenced application:

- Transmittal;
- Fee transmittal; and
- Notice of Appeal (duplicate).

Sincerely,

Bradley M. Ganz

**Confidentiality Notice:** The information contained in this facsimile transmission may be privileged and confidential and is only intended for the use of the individual or entity named above. If the reader of this message is not the intended recipient, this serves as notification that any reading, disclosure, copying, distribution, or the taking of any action in reliance on the contents of this communication is strictly prohibited. If this transmission was received in error, please immediately notify Ganz Law at the number below to arrange for the return of the original facsimile.


PTO/SB/21 (08-03)  
Approved for use through 08/30/2003. OMB 0651-0031  
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

<b>TRANSMITTAL FORM</b>  (to be used for all correspondence after initial filing)	Application Number	09/464,868	
	Filing Date	December 16, 1999	
	First Named Inventor	Richard Bryan Sagar	
	Art Unit	2683	
	Examiner Name	Stephen M. D'Agosta	
Total Number of Pages in This Submission	4	Attorney Docket Number	PHA-23.884

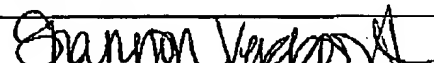
ENCLOSURES (Check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance communication to Technology Center (TC)
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Amendment/Reply	<input type="checkbox"/> Petition	<input checked="" type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Power of Attorney, Revocation	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Change of Correspondence Address	<input type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Terminal Disclaimer	
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Request for Refund	
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> CD, Number of CD(s) _____	
<input type="checkbox"/> Response to Missing Parts/Incomplete Application	Remarks	
<input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53		

**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT**

Firm or Individual name	Bradley M. Ganz
Signature	
Date	February 5, 2004

**CERTIFICATE OF TRANSMISSION/MAILING**

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.

Typed or printed name	Shannon Verboort	
Signature		Date
		February 5, 2004

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

PTO/SB/17 (10-03)

Approved for use through 07/31/2006. OMB 0651-0032  
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**FEE TRANSMITTAL**  
**for FY 2004**

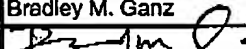
Effective 10/01/2003. Patent fees are subject to annual revision.

☐ Applicant claims small entity status. See 37 CFR 1.27**TOTAL AMOUNT OF PAYMENT** (\$ ) 330.00**Complete if Known**

Application Number	09/464,866
Filing Date	December 16, 1999
First Named Inventor	Richard Bryan Sagar
Examiner Name	Stephen M. D'Agosta
Art Unit	2683
Attorney Docket No.	PHA-23.884

METHOD OF PAYMENT (check all that apply)		FEE CALCULATION (continued)																																																																																																																																	
<input type="checkbox"/> Check <input type="checkbox"/> Credit card <input type="checkbox"/> Money Order <input type="checkbox"/> Other <input type="checkbox"/> None <input checked="" type="checkbox"/> Deposit Account: Deposit Account Number: 50-1001 Deposit Account Name: Bradley M. Ganz The Director is authorized to: (check all that apply) <input checked="" type="checkbox"/> Charge fee(s) indicated below <input checked="" type="checkbox"/> Credit any overpayments <input type="checkbox"/> Charge any additional fee(s) or any underpayment of fee(s) <input type="checkbox"/> Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.		<b>3. ADDITIONAL FEES</b> <table border="1"> <thead> <tr> <th>Large Entity Fee Code (\$)</th> <th>Small Entity Fee Code (\$)</th> <th>Fee Description</th> <th>Fee Paid</th> </tr> </thead> <tbody> <tr><td>1051</td><td>130</td><td>2051 65 Surcharge - late filing fee or oath</td><td></td></tr> <tr><td>1052</td><td>50</td><td>2052 25 Surcharge - late provisional filing fee or cover sheet</td><td></td></tr> <tr><td>1053</td><td>130</td><td>1053 130 Non-English specification</td><td></td></tr> <tr><td>1812</td><td>2,520</td><td>1812 2,520 For filing a request for <i>ex parte</i> reexamination</td><td></td></tr> <tr><td>1804</td><td>920*</td><td>1804 920* Requesting publication of SIR prior to Examiner action</td><td></td></tr> <tr><td>1805</td><td>1,840*</td><td>1805 1,840* Requesting publication of SIR after Examiner action</td><td></td></tr> <tr><td>1251</td><td>110</td><td>2251 55 Extension for reply within first month</td><td></td></tr> <tr><td>1252</td><td>420</td><td>2252 210 Extension for reply within second month</td><td></td></tr> <tr><td>1253</td><td>950</td><td>2253 475 Extension for reply within third month</td><td></td></tr> <tr><td>1254</td><td>1,480</td><td>2254 740 Extension for reply within fourth month</td><td></td></tr> <tr><td>1255</td><td>2,010</td><td>2255 1,005 Extension for reply within fifth month</td><td></td></tr> <tr><td>1401</td><td>330</td><td>2401 185 Notice of Appeal</td><td></td></tr> <tr><td>1402</td><td>330</td><td>2402 165 Filing a brief in support of an appeal</td><td></td></tr> <tr><td>1403</td><td>290</td><td>2403 145 Request for oral hearing</td><td></td></tr> <tr><td>1451</td><td>1,510</td><td>1451 1,510 Petition to Institute a public use proceeding</td><td></td></tr> <tr><td>1452</td><td>110</td><td>2452 55 Petition to revive - unavoidable</td><td></td></tr> <tr><td>1453</td><td>1,330</td><td>2453 665 Petition to revive - unintentional</td><td></td></tr> <tr><td>1501</td><td>1,330</td><td>2501 665 Utility issue fee (or reissue)</td><td></td></tr> <tr><td>1502</td><td>480</td><td>2502 240 Design issue fee</td><td></td></tr> <tr><td>1503</td><td>640</td><td>2503 320 Plant issue fee</td><td></td></tr> <tr><td>1460</td><td>130</td><td>1460 130 Petitions to the Commissioner</td><td></td></tr> <tr><td>1807</td><td>50</td><td>1807 50 Processing fee under 37 CFR 1.17(q)</td><td></td></tr> <tr><td>1806</td><td>180</td><td>1806 180 Submission of Information Disclosure Stmt</td><td></td></tr> <tr><td>8021</td><td>40</td><td>8021 40 Recording each patent assignment per property (times number of properties)</td><td></td></tr> <tr><td>1809</td><td>770</td><td>2809 385 Filing a submission after final rejection (37 CFR 1.129(a))</td><td></td></tr> <tr><td>1810</td><td>770</td><td>2810 385 For each additional invention to be examined (37 CFR 1.129(b))</td><td></td></tr> <tr><td>1801</td><td>770</td><td>2801 385 Request for Continued Examination (RCE)</td><td></td></tr> <tr><td>1802</td><td>900</td><td>1802 900 Request for expedited examination of a design application</td><td></td></tr> <tr><td colspan="3">Other fee (specify)</td><td></td></tr> <tr><td colspan="3">*Reduced by Basic Filing Fee Paid</td><td></td></tr> <tr><td colspan="3"><b>SUBTOTAL (3)</b></td><td>(\$ ) 330.00</td></tr> </tbody> </table>		Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid	1051	130	2051 65 Surcharge - late filing fee or oath		1052	50	2052 25 Surcharge - late provisional filing fee or cover sheet		1053	130	1053 130 Non-English specification		1812	2,520	1812 2,520 For filing a request for <i>ex parte</i> reexamination		1804	920*	1804 920* Requesting publication of SIR prior to Examiner action		1805	1,840*	1805 1,840* Requesting publication of SIR after Examiner action		1251	110	2251 55 Extension for reply within first month		1252	420	2252 210 Extension for reply within second month		1253	950	2253 475 Extension for reply within third month		1254	1,480	2254 740 Extension for reply within fourth month		1255	2,010	2255 1,005 Extension for reply within fifth month		1401	330	2401 185 Notice of Appeal		1402	330	2402 165 Filing a brief in support of an appeal		1403	290	2403 145 Request for oral hearing		1451	1,510	1451 1,510 Petition to Institute a public use proceeding		1452	110	2452 55 Petition to revive - unavoidable		1453	1,330	2453 665 Petition to revive - unintentional		1501	1,330	2501 665 Utility issue fee (or reissue)		1502	480	2502 240 Design issue fee		1503	640	2503 320 Plant issue fee		1460	130	1460 130 Petitions to the Commissioner		1807	50	1807 50 Processing fee under 37 CFR 1.17(q)		1806	180	1806 180 Submission of Information Disclosure Stmt		8021	40	8021 40 Recording each patent assignment per property (times number of properties)		1809	770	2809 385 Filing a submission after final rejection (37 CFR 1.129(a))		1810	770	2810 385 For each additional invention to be examined (37 CFR 1.129(b))		1801	770	2801 385 Request for Continued Examination (RCE)		1802	900	1802 900 Request for expedited examination of a design application		Other fee (specify)				*Reduced by Basic Filing Fee Paid				<b>SUBTOTAL (3)</b>			(\$ ) 330.00
Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid																																																																																																																																
1051	130	2051 65 Surcharge - late filing fee or oath																																																																																																																																	
1052	50	2052 25 Surcharge - late provisional filing fee or cover sheet																																																																																																																																	
1053	130	1053 130 Non-English specification																																																																																																																																	
1812	2,520	1812 2,520 For filing a request for <i>ex parte</i> reexamination																																																																																																																																	
1804	920*	1804 920* Requesting publication of SIR prior to Examiner action																																																																																																																																	
1805	1,840*	1805 1,840* Requesting publication of SIR after Examiner action																																																																																																																																	
1251	110	2251 55 Extension for reply within first month																																																																																																																																	
1252	420	2252 210 Extension for reply within second month																																																																																																																																	
1253	950	2253 475 Extension for reply within third month																																																																																																																																	
1254	1,480	2254 740 Extension for reply within fourth month																																																																																																																																	
1255	2,010	2255 1,005 Extension for reply within fifth month																																																																																																																																	
1401	330	2401 185 Notice of Appeal																																																																																																																																	
1402	330	2402 165 Filing a brief in support of an appeal																																																																																																																																	
1403	290	2403 145 Request for oral hearing																																																																																																																																	
1451	1,510	1451 1,510 Petition to Institute a public use proceeding																																																																																																																																	
1452	110	2452 55 Petition to revive - unavoidable																																																																																																																																	
1453	1,330	2453 665 Petition to revive - unintentional																																																																																																																																	
1501	1,330	2501 665 Utility issue fee (or reissue)																																																																																																																																	
1502	480	2502 240 Design issue fee																																																																																																																																	
1503	640	2503 320 Plant issue fee																																																																																																																																	
1460	130	1460 130 Petitions to the Commissioner																																																																																																																																	
1807	50	1807 50 Processing fee under 37 CFR 1.17(q)																																																																																																																																	
1806	180	1806 180 Submission of Information Disclosure Stmt																																																																																																																																	
8021	40	8021 40 Recording each patent assignment per property (times number of properties)																																																																																																																																	
1809	770	2809 385 Filing a submission after final rejection (37 CFR 1.129(a))																																																																																																																																	
1810	770	2810 385 For each additional invention to be examined (37 CFR 1.129(b))																																																																																																																																	
1801	770	2801 385 Request for Continued Examination (RCE)																																																																																																																																	
1802	900	1802 900 Request for expedited examination of a design application																																																																																																																																	
Other fee (specify)																																																																																																																																			
*Reduced by Basic Filing Fee Paid																																																																																																																																			
<b>SUBTOTAL (3)</b>			(\$ ) 330.00																																																																																																																																
<b>1. BASIC FILING FEE</b> <table border="1"> <thead> <tr> <th>Large Entity Fee Code (\$)</th> <th>Small Entity Fee Code (\$)</th> <th>Fee Description</th> <th>Fee Paid</th> </tr> </thead> <tbody> <tr><td>1001</td><td>770</td><td>2001 385 Utility filing fee</td><td></td></tr> <tr><td>1002</td><td>340</td><td>2002 170 Design filing fee</td><td></td></tr> <tr><td>1003</td><td>530</td><td>2003 265 Plant filing fee</td><td></td></tr> <tr><td>1004</td><td>770</td><td>2004 385 Reissue filing fee</td><td></td></tr> <tr><td>1005</td><td>160</td><td>2005 80 Provisional filing fee</td><td></td></tr> <tr><td colspan="3"><b>SUBTOTAL (1)</b></td><td>(\$ )</td></tr> </tbody> </table>		Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid	1001	770	2001 385 Utility filing fee		1002	340	2002 170 Design filing fee		1003	530	2003 265 Plant filing fee		1004	770	2004 385 Reissue filing fee		1005	160	2005 80 Provisional filing fee		<b>SUBTOTAL (1)</b>			(\$ )	<b>2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE</b> <table border="1"> <thead> <tr> <th>Large Entity Fee Code (\$)</th> <th>Small Entity Fee Code (\$)</th> <th>Fee Description</th> <th>Fee Paid</th> </tr> </thead> <tbody> <tr><td>1202</td><td>18</td><td>2202 9 Claims in excess of 20</td><td></td></tr> <tr><td>1201</td><td>86</td><td>2201 43 Independent claims in excess of 3</td><td></td></tr> <tr><td>1203</td><td>290</td><td>2203 145 Multiple dependent claim, if not paid</td><td></td></tr> <tr><td>1204</td><td>86</td><td>2204 43 ** Reissue independent claims over original patent</td><td></td></tr> <tr><td>1205</td><td>18</td><td>2205 9 ** Reissue claims in excess of 20 and over original patent</td><td></td></tr> <tr><td colspan="3"><b>SUBTOTAL (2)</b></td><td>(\$ )</td></tr> </tbody> </table>		Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid	1202	18	2202 9 Claims in excess of 20		1201	86	2201 43 Independent claims in excess of 3		1203	290	2203 145 Multiple dependent claim, if not paid		1204	86	2204 43 ** Reissue independent claims over original patent		1205	18	2205 9 ** Reissue claims in excess of 20 and over original patent		<b>SUBTOTAL (2)</b>			(\$ )																																																																								
Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid																																																																																																																																
1001	770	2001 385 Utility filing fee																																																																																																																																	
1002	340	2002 170 Design filing fee																																																																																																																																	
1003	530	2003 265 Plant filing fee																																																																																																																																	
1004	770	2004 385 Reissue filing fee																																																																																																																																	
1005	160	2005 80 Provisional filing fee																																																																																																																																	
<b>SUBTOTAL (1)</b>			(\$ )																																																																																																																																
Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid																																																																																																																																
1202	18	2202 9 Claims in excess of 20																																																																																																																																	
1201	86	2201 43 Independent claims in excess of 3																																																																																																																																	
1203	290	2203 145 Multiple dependent claim, if not paid																																																																																																																																	
1204	86	2204 43 ** Reissue independent claims over original patent																																																																																																																																	
1205	18	2205 9 ** Reissue claims in excess of 20 and over original patent																																																																																																																																	
<b>SUBTOTAL (2)</b>			(\$ )																																																																																																																																

\*\*or number previously paid, if greater. For Reissues, see above

<b>SUBMITTED BY</b>		<b>(Complete if applicable)</b>	
Name (Print/Type)	Bradley M. Ganz	Registration No. (Attorney/Agent)	34,170
Signature		Telephone	503-224-2713
		Date	February 5, 2004

**WARNING:** Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

PTO/SB/31 (05-09)

Approved for use through 4/30/2003. OMB 0651-0031  
U.S. Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

<b>NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES</b>		Docket Number (Optional) <b>PHA-23.884</b>	
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" on <u>February 5, 2004</u>		In re Application of <b>Richard Bryan Sagar</b>	
Signature <u>Shannon R. Verboort</u>		Application Number <b>09/464,866</b>	Filed <b>12/16/1999</b>
Typed or printed name <b>Shannon R. Verboort</b>		For <b>SHARED ADDRESS-DATA SERVICE FOR PERSONAL GE-EQUIPMENT</b>	
		Art. Unit <b>2683</b>	Examiner <b>Stephen M. D'Agosta</b>
Applicant hereby appeals to the Board of Patent Appeals and Interferences from the last decision of the examiner.			
The fee for this Notice of Appeal is (37 CFR 1.17(b))		\$ <u>330.00</u>	
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is:		\$ _____	
<input type="checkbox"/> A check in the amount of the fee is enclosed.			
<input type="checkbox"/> Payment by credit card. Form PTO-2038 is attached.			
<input type="checkbox"/> The Director has already been authorized to charge fees in this application to a Deposit Account. I have enclosed a duplicate copy of this sheet.			
<input checked="" type="checkbox"/> The Director is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. <u>50 1001</u> . I have enclosed a duplicate copy of this sheet.			
<input type="checkbox"/> A petition for an extension of time under 37 CFR 1.38(a) (PTO/SB/22) is enclosed.			
WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.			
I am the		<u>Bradley M. Ganz</u> Signature	
<input type="checkbox"/> applicant/inventor.		Typed or printed name	
<input type="checkbox"/> assignee of record of the entire interest. See 37 CFR 3.71. Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/88)		<b>(503) 224-2713</b> Telephone number	
<input type="checkbox"/> attorney or agent of record.			
<input checked="" type="checkbox"/> attorney or agent acting under 37 CFR 1.34(a). Registration number if acting under 37 CFR 1.34(a). <u>34 170</u>		<u>February 5, 2004</u> Date	
NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below.			
<input type="checkbox"/> *Total of _____ forms are submitted.			

This collection of information is required by 37 CFR 1.191. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.